

JMS PB SMD

**BOARD OF SELECTMEN  
MEETING MINUTES**

6/7/11

The Board of Selectmen met in the Town Hall, Joseph F. Bilotta Meeting Room as scheduled with Paula Bertram, Steven M. deBettencourt, Ernie Sund, Tom Alonzo, Dave Matthews and Town Manager Kerry Speidel present. Meeting opened at 7:00 P.M. with the Pledge of Allegiance

**PUBLIC COMMENT**

Tom expressed appreciation to the voters who elected him for another 3 years. Also recognized the high school seniors that performed at the School's Showcase this past week.

Ernie expressed appreciation to all those who attended the Memorial Day program at Veteran's Park and the Garden Club for their plantings around the center. Recognized the Eagle Scout for his work on the Veteran's' Park walkway.

**ANNOUNCEMENTS**

**APPOINTMENTS**

1. **Sean W. Zrate, Patrol Officer, effective July 1, 2011** – Chief Bourgeois expressed appreciation to the board and Finance Committee for funding this position and introduced Sean Zrate to fill this position effective July 1<sup>st</sup>. Sean has been an active member as a Reserve for the past three years and filling the shifts for officers that have been out on Injury Leave. He has shown tremendous ability and a great addition to the Police Department. He believes that Sean will have no difficulty in making the transition from reserve to full time officer. According to the Charter, this appointment will become effective on the fifteenth day following the date of this memorandum or on June 10, 2011. As you are aware, funding was included in the FY12 Budget to hire an additional Police Officer. As such, Chief Bourgeois posted the opening with our group of Reserve Officers. Three candidates expressed an interest in the position. All three candidates were interviewed by a committee made up of Chief Bourgeois, Lt. Marino and Sgt. Gammel. Sean Zrate was the unanimous choice. Mr. Zrate graduated from Lunenburg High School and has been a Reserve Officer in Lunenburg since 2009. He is currently employed on a full-time basis with the City of Fitchburg as the Parking Control Supervisor. Mr. Zrate has a total of seven years' experience as a Reserve Office in Lunenburg, Ashby and with Fitchburg State College. M.G.L. requires that all full-time officers complete Basic Academy Training and obtain certification upon appointment. The Academy is a 20-week program offered by the, MA Police Training Committee. Fortunately the next Academy begins July 25, 2011 in Boylston, MA. The cost of the Academy is \$2,500. Board voted unanimously to approve the appointment of Sean W. Zrate as Patrol Officer effective July 1, 2011.

**CURRENT BUSINESS**

1. **Board Reorganization** – Paula nominated David Matthews as Chair, seconded by Ernie, voted unanimously to approve. Dave expressed appreciation to Paula and looks forward to her help as well as from the board members. Paula nominated Tom Alonzo as ViceChair, Steve seconded, voted unanimously. Tom nominated Ernie Sund as Clerk, Steve seconded voted unanimously.

2. **Request for Voluntary Toll, - Chester Mossman Teen Center** – Michelle Belleza introduced Maureen, Assistant Director at the Teen Center. Michelle noted that state funding has been substantially cut and hoping that they will be allowed to hold a voluntary toll in the fall. This is a proposal to the Board of Selectmen requesting permission to hold a voluntary toll in the center of Lunenburg and in the Whalom District to raise funds to allow children access to healthier after school activities and snacks and help them appreciate the results of living a healthier lifestyle.

The CMTC is a self-funded, non-profit organization that relies heavily on private donations and volunteers. We are asking your permission to hold a small fundraiser for four hours one Saturday morning in September. During this time, we hope to raise enough funding to provide our youth members with a free, nutritious snack option during our Power Hour homework program for the 2011-2012 school year. Pairing a healthier snack option with the free produce that The Lunenburg Family Lion's Club delivers to us twice a week from Hannaford Supermarket opens the door to a healthier lifestyle for many children who spend over 10 hours a week at CMTC.

The Plan: We request permission to hold a voluntary toll at the intersection of Main Street and Massachusetts Avenue and a second toll at the intersection of Electric Road and Whalom Road from 8 am-12 pm on Saturday, September 10, 2011.

Estimated Cost: We anticipate zero overhead cost as all materials will be borrowed or donated to the event, We will need 8 buckets (sand pails from CMTC staff), 8 safety vests (hunting vests that are safety orange and yellow from CMTC staff and parents), 8 traffic cones (will approach the LDPW to borrow these).

Manpower: We envision volunteers collecting donations in two-hour shifts from 8 am-12 pm. With four sections of road leading to each intersection, we would need 8 parent/guardian volunteers for each toll giving us a total of 16 donation collectors. We would require that

each volunteer be at least 18 years of age for safety reasons. Youth members will not be allowed to stand with any donation collectors out of concern for their safety.

Follow-up: In addition to our sandwich board sign posted in front of CMTC with a thank you and how much we raised, all contributors will receive a postcard size thank you immediately upon donating with information about CMTC as well as our website address. Also, each volunteer will get a hand written thank you for their participation and support.

Tom motion to approve the voluntary toll at both locations contingent upon Police Chief approval, voted unanimously to approve.

**3. Chapter 100 Auctioneer License, Michael G. Roy, d/b/a Got Stuff Auctions** – Kerry informed the board that Mr. Roy of 107 Summer Street, Fitchburg has requested two permits to hold auctions on June 11<sup>th</sup> & 18<sup>th</sup> @ 555 Chase Road. Mr. Roy informed the board that he spoke with Building Inspector Michael Sauvageau today and went over the requirements that he needs to comply with before occupying the building this Saturday. Mr. Roy informed Mike that he will call Jim (Ricci, Fire Department) and Mike to inspect prior to Saturday (pending the issuance of the license). According to Mike, if the license is granted tonight, then he will still need the inspection before Saturday or an exit order would be enforced. He has no objection to the issuance of the license tonight and in his opinion, the Selectman can vote to withhold or not pending the Certificate of Occupancy.

Preview will be @ 10:00 am and usually runs until 2:00 pm.

Paula would like to receive something from Mike if this is to continue long term and according to Mr. Roy he will be obtaining a building permit for future auctions.

Paula move to approve the licenses for 6/11 & 6/18, contingent upon approval of Building Inspector, voted unanimously.

**4. New Precinct Map – Town Clerk** - Town Clerk, Kathryn Herrick presented the attached description of the boundaries of the new districts that are being created based upon the Federal Census that was recently completed. According to Kathy the determination has been done by the State and the most noted change is in Precinct B, where the Emerald Place development has now been placed in Precinct D. Minimal changes that change about two hundred people from one precinct to another. This is what will be in place for the next ten years and noted that Precinct B will grow because of the developments. Tom move to approve the townwide reprecincting map and description as presented, Steve seconded, voted unanimously.

**5. Minutes** – Board of Selectmen Regular session for 3/22/11 reviewed and signed.

**Warrants** - #25P 11, 6/9/11 - \$631,734.53, #66 11, 6/7/11 - \$301,710.32 and #67 11, 6/8/11 - \$250,257.74 reviewed and signed.

**Action File Issues** -

**5. Committee Updates -**

- Ernie Green Communities Task Force reviewed a presentation on a proposal for a 6 megawatt solar farm on Chase Road. The committee is reviewing at present and sending off to the Planning Board. This is a private development and they are close to having a P&S on the property. The plan has been looked at and thoroughly reviewed. Probably no net metering on this due to the project that we have ongoing at the landfill but noted that whichever project is completed first will realize the net metering.
- Dave School Committee met last Wednesday recognized a number of retirees. New requirements for graduation which will have an impact.

**6. Department Updates - None**

**7. Town Manager Updates**

- Will begin looking at re-appointments and appointments for the next fiscal year. Two officials are not seeking reappointment, one the Inspector of Animals and our Sealer of Weights & Measures (Joseph Quinn). Kerry is in the process of looking into the requirements for certification and appointment. She has received information from the Sealer in Townsend and also from Mr. Quinn on a number of individuals
- Kerry and COA Director, Doreen Noble met with MART last week on the vans that will be available to the communities. MART is the only regional transportation authority in the state that subsidizes vans to the communities. The new vans came partially from a State grant and a Federal grant. The State had additional money this year and they are only able to give them to regional transportation authorities. MART didn't have money within their budgets to fund a second van for the communities. Kerry proposed that they (MART) give us the new van as Van 1 for the Council on Aging. They are willing to give us the brand new van that will operate the same way, under the same formula. They also agreed to give us a second used van, that they are taking out of operations, that is in better shape than our current van. She has asked the Director to come up with a plan on the use of the service of a second van. The second van funding will be through fees and fundraising and will be used for supplemental services, noted chemotherapy treatment and all the paraphenalia that they need to take with them for these treatments. We would then become the owners of the second van and responsible for insurance and as such Paula requested that we are given the financial

plan to ensure that the fees associated with this are part of the plan. She also questioned whether we are going to be using the existing revolving fund and according to Kerry, there isn't anything prohibiting us from using that fund. If we are to continue using past this year, then perhaps we should look at a second fund in the future.

- Thursday Kerry will be attending the hearing at DPU on our Municipal Aggregation Plan. There are three communities going before DPU and have been informed that this is a normal procedure. Unitil has submitted a petition as an intervenor as has NStar. The Municipal Electric Bill, House Bill 969 will be heard tomorrow at the Statehouse and is questioning whether the board is interested in attending or if they would like her to attend. Board members are not able to attend but would like to send a letter from the board to be placed on record, information from board members will be forwarded to the Town Manager.
- Also, on the Unitil rate case, all filings of the briefs have been submitted and completed. Each of the parties have filed extensive briefs and it's mindboggling as to what is in this. The AG has put an incredible amount of time and effort into this and she is extremely grateful for the time that they have put into this. Noted that the City of Fitchburg has also been an active participant in this process as well. It is absolutely amazing what Unitil is asking to have built into their base budget. Dave was struck by the forcifulness of the language and concurred with Kerry that the Attorney General has done a phenomenal job in this case.

## **OLD BUSINESS**

1. **First Right of Refusal – 108 Goodrich Street** - Kerry informed the board that both the Planning Board and Conservation Commission were asked to provide comment on the First Right of Refusal Option for 108 Goodrich Street. Neither has any interest in this property and has provided the attached statements. Provided a Release of Option which the Board may choose to sign. This would allow the owner the ability to complete the sale. Tom move to act on the Release of Option to Purchase, Paula seconded, voted unanimously to approve.

2. **Letter of Support – Eagle Heights Project** – Kerry informed the board that she asked Paula to sign the letter prior to this meeting that is in support on the Eagle Heights Project which will be submitted by the end of this month.

## **COMMITTEE APPOINTMENTS/REAPPOINTMENTS/RESIGNATIONS**

### **EXECUTIVE SESSION**

1. M.G.L. Chapter 39, §23B(3) for the purpose of discussing strategy with respect to collective bargaining or litigation if an open meeting may have a detrimental effect on the government's bargaining or litigation position.
2. M.G.L. Chapter 39, §23B(6) to consider the purchase, exchange, taking, lease, or value of real property if such discussion may have a detrimental effect on the negotiating position of the governmental body. [sale of Jones House].

## **UPCOMING MEETING SCHEDULE**

Dave requested that the Town Manager evaluations that were sent out, be returned within the next two weeks to him. Some of the criteria that were mentioned previously were employee evaluations that have been done and would like to know that they're complete and what format she has been using.

Tom would like to start very early, next year's evaluation of the budget process in case there are any actions that we want to take, noted the pavement repair management system.

Paula would like to have a discussion on the status of the regionalization and where things are at this point. Kerry did speak with the Superintendent yesterday and they hope to have something for the town by this fall. Board would like to have members of the School Committee in to discuss, which will be scheduled by Kerry.

June 14, 2011

June 21, 2011

Being no further business board voted unanimously to adjourned Regular Session at 8:10 P.M. and opened Executive Session by roll call vote; Steve aye, Tom aye, Paula aye, Ernie aye and Dave aye, in accordance with M.G.L. Chapter 39, §23B(3) for the purpose of discussing strategy with respect to collective bargaining or litigation if an open meeting may have a detrimental effect on the government's bargaining or litigation position. Also, in accordance with M.G.L. Chapter 39, §23B(6) to consider the purchase, exchange, taking, lease, or value of real property if such discussion may have a detrimental effect on the negotiating position of the governmental body. [sale of Jones House]. Chairman announced that the Board would not be returning to Regular Session Respectfully submitted,

Laura Williams, Chief Administrative Assistant  
Board of Selectmen

# TOWN OF LUNENBURG

## CONSERVATION COMMISSION

Robert M. Verge, Chairman  
Jean Joseph Cote, Vice Chairman  
Richard A. Bursch  
John V. Byrne  
Sharon L. Jordan  
John F. Lattanzi  
Mark D. Murphy  
Karenlee Lefebvre, Associate



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960 Massachusetts Avenue  
Lunenburg, MA 01462  
(978) 582-4146 x431  
Matthew S. Marro,  
Consulting Agent  
Janice P. Carrier,  
Administrative Assistant

TO: Board of Selectmen  
FROM: Conservation Commissioners  
DATE: May 9, 2011 *jc*  
RE: 108 Goodrich Street, Lot 4

The Conservation Commission met on May 4th and discussed the property at 108 Goodrich Street, Lot 4 and they unanimously agreed not to pursue the town's first right of refusal.

The property consists of 3.99 acres and the area abutting Goodrich Street is mostly vegetated wetlands. To access the land you would have to traverse 150 feet of wetlands or obtain permission to go over privately owned land. These obstacles do not make for an easy accessible conservation area.

RECEIVED

MAY 25 2011

SELECTMEN'S OFFICE

# TOWN OF LUNENBURG

Marion M. Benson  
Planning Director



Tel: (978) 582-4147 ext 5  
Fax: (978) 582-4353  
960 Massachusetts Avenue  
Lunenburg, MA 01462

Date: April 28, 2011

To: Kerry Speidel, Town Manager

From: Marion M. Benson, Planning Director *MMB*

Re: Rhodin - Chapter Land - First Right of Refusal

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At its regularly scheduled meeting of April 25, 2011, the Planning Board reviewed the above. Upon discussion, and also following Planning Director conversation with the Conservation Commission, the Board advises against purchasing the Rhodin property due to the current economy and no designated Town use for this property.

*6/3/11 - no additional  
comment*

RECEIVED  
APR 30 2011  
SELECTMEN'S OFFICE

# Town of Lunenburg



June 7, 2011

TO: Board of Selectmen  
FR: Town Clerk

RE: Town Wide Re-Precincting

Below is the new description of each precinct based on the new federal Census figures. These new precincts bring the individual numbers of voters into parity. This will become important if the Town should ever vote to change to a representative form of government instead of open town meeting.

Please let me know of any questions or concerns you may have.

PRECINCT A. Bounded by Massachusetts Avenue on the South; bounded by Townsend Harbor Road to the Mulpus Brook northerly through Dickinson Reservoir to Horizon Island Road to Island Road, Beachview Road, Wildwood Road, and South Row Road on the East; bounded by the Town of Townsend on the North; and bounded by the Town of Ashby and the City of Fitchburg on the West.  
2010 Federal Census Population: 2632

PRECINCT B. Bounded by Massachusetts Avenue on the North; bounded by Leominster Road to Sunnyhill Road to Elm Street to Prospect Street to Whalom Road to Electric Avenue on the East; bounded by the City of Leominster on the South; and bounded by the City of Fitchburg on the West.  
2010 Federal Census Population: 2407

PRECINCT C. Bounded by the Town of Shirley on the East; bounded by Town of Lancaster on the South; bounded by the City of Leominster on the West; and bounded by the City of Leominster, Electric Avenue to Whalom Road to Prospect Street to Elm Street to Sunnyhill Road to Leominster Road to Catacoonamug Brook to Lancaster Avenue to Page Street to Flat Hill Road to Burrage Street on the North.  
2010 Federal Census Population: 2422

PRECINCT D. Bounded by the Town of Townsend and Wildwood Road on the North; bounded by the Town of Shirley on the East; bounded by Burrage Street (including the property at 534 Burrage Street) to Flat Hill Road to Page Street to Lancaster Avenue to Catacoonamug Brook on the South; and bounded by Leominster Road to Massachusetts Avenue to Townsend Harbor Road then northerly from Mulpus Brook through Dickinson Reservoir Horizon Island Road to Island Road to Beachview Road to Wildwood Road on the West.  
2010 Federal Census Population: 2625